IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE TENTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO : 16162 of 2004

Between:

P. Ashalu, S/o. Bhumaiah,
R/o. 8-1-125, Golla Bazar, Bhadrachalam, Khammam District.

..... PETITIONER

AND

1 The Executive Engineer, I & CAD, Irrigation Division, Bhadrachalam, Khammam District.
2 The Executive Engineer, I & CAD, Special Minor Irrigation Division, Bhadrachalam, Khammam District.
3 The Project Officer, I.T.D.A, Bhadrachalam, Khammam District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue writ or directions or orders more particularly writ of mandamus declaring the action of the respondents issuing the notice dated 03-08-2004 and withholding the amount of decree in O.P.661/99 and not paying the salary and not releasing the other benefits are arbitrary illegal and bad and inhuman apart from violative of letter and spirit of constitution of India and consequently direct the respondents not withhold the amount of decree in O.P. 661/99 and pay the salary and release the other benefits of petitioner.

Counsel for the Petitioner: MOHD.MUMTAZ PASHA

Counsel for the Respondents.: GP FOR IRRIGATION & COMM AREA DEV.

The Court made the following :

THE HONOURABLE DR.JUSTICE G.YETHIRAJULU

WRIT PETITION NO.16162 OF 2004

ORDER:

The petitioner being a Government Employee ought to have approached the Andhra Pradesh Administrative Tribunal seeking appropriate relief, instead he approached this Court through this Writ petition. The writ petition, at this stage cannot be maintained.

Petitioner is permitted to with draw the writ petition giving liberty to approach the Andhra Pradesh Administrative Tribunal.

The writ petition is accordingly dismissed as withdrawn.

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(Dr.G.YETHIRAJULU,J)

Dated: 10.9.2004.

Mdaa.

Copy to:

1 The Executive Engineer, I & CAD, Irrigation Division, Bhadrachalam, Khammam District.
2 The Executive Engineer, I & CAD, Special Minor Irrigation Division, Bhadrachalam, Khammam District.
3 The Project Officer, I.T.D.A, Bhadrachalam, Khammam District.

4. Two C.Cs to G.P. for Irrigation & Command Area Development, High Court of A.P., Hyderabad (OUT)

5. Two C.D. copies.